

KEITH W RHEAULT  
*Superintendent of Public Instruction*

GLORIA P. DOPF  
*Deputy Superintendent*  
Instructional, Research and Evaluative  
Services

DOUGLAS C. THUNDER  
*Deputy Superintendent*  
Administrative and Fiscal Services

STATE OF NEVADA



DEPARTMENT OF EDUCATION  
700 E. Fifth Street  
Carson City, Nevada 89701-5096  
(775) 687 - 9200 • Fax: (775) 687 - 9101

SOUTHERN NEVADA OFFICE  
1820 E. Sahara, Suite 205  
Las Vegas, Nevada 89104-3746  
(702) 486-6455  
Fax: (702) 486-6450

MOODY STREET OFFICE  
1749 Moody Street, Suite 40  
Carson City, Nevada 89706-2543

September 13, 2005

NSLP 2006-15

## MEMORANDUM

TO: ALL NATIONAL SCHOOL LUNCH PROGRAM SPONSORS

FROM: Pat Cook, Consultant  
Office of Child Nutrition and School Health

SUBJECT: U.S. Armed Forces Family Supplemental Subsistence Allowance – Excluded from  
Income Consideration

---

Since May 2001, the Department of Defense has paid certain members of the Armed Forces and their families a Family Subsistence Supplemental Allowance (FSSA). The FSSA is designed to bring a household's income up to 130% of the Federal poverty line and decrease the reliance on Food Stamps for affected members and their families. The amount of the FSSA, based on household size and income, may not exceed \$500 per month. Previously, for purposes of Child Nutrition Programs (CNP) eligibility determination, the FSSA payments were counted as earned income for households (see Q and A 2 on page 37 of the August 2001, *Eligibility Guidance for School Meals Manual*). However, in Section 602 of the *Ronald W. Reagan National Defense Authorization Act* for Fiscal Year 2005, Public Law 108-375, Congress specified that in the event that counting the FSSA as income would put a family over the CNP income limits, the family must be considered eligible to receive CNP benefits. Public Law 108-375 amends a standing provision that is not tied specifically to the appropriations process; therefore this amendment is effective until the provision expires at the end of Fiscal Year 2006.

Therefore, in accordance with Public Law 108-375, any FSSA that a household receives must not be treated as income in determining eligibility for free and reduced price meals under any of the CNPs. This memorandum supersedes the policy for FSSA in the eligibility guidance for applications taken in Fiscal Years 2005 and 2006.

If you have any questions, please contact me at (775) 687-7282.